

UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF CALIFORNIA

DAMIEN CRUZ,

Plaintiff,

v.

M. JOHNSON, *et al.*,

Defendants.

Case No. 2:24-cv-00686-KJM-JDP (PC)

**ORDER**

DIRECTING PLAINTIFF TO SUBMIT A  
COMPLETE *IN FORMA PAUPERIS*  
APPLICATION

Plaintiff, a state prisoner inmate proceeding pro se, filed a civil rights action pursuant to 42 U.S.C. § 1983 together with a request for leave to proceed *in forma pauperis* pursuant to 28 U.S.C. § 1915. However, the certificate portion of the request, which must be completed by plaintiff's institution of incarceration, has not been filled out. Also, plaintiff has not filed a certified copy of the inmate trust account statement for the six-month period immediately preceding the complaint's filing. *See* 28 U.S.C. § 1915(a)(2). Plaintiff will be provided the opportunity to submit a completed *in forma pauperis* application and a certified copy in support of the application.

In accordance with the above, IT IS HEREBY ORDERED that:

1. Plaintiff shall submit, within thirty days from the date of this order, a completed affidavit in support of the request to proceed *in forma pauperis* on the form provided by the Clerk of Court, and a certified copy of the inmate trust account statement for the six-month period

1 immediately preceding the filing of the complaint;

2       2. The Clerk of Court is directed to send plaintiff a new Application to Proceed In Forma  
3 Pauperis By a Prisoner; and

4       3. Plaintiff's failure to comply with this order will result in a recommendation that this  
5 action be dismissed without prejudice.

6  
7 IT IS SO ORDERED.

8 Dated: April 17, 2024

  
9 JEREMY D. PETERSON  
10 UNITED STATES MAGISTRATE JUDGE

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